

SENATE BILL No. 557

DIGEST OF INTRODUCED BILL

Citations Affected: IC 11-11-6-1.

Synopsis: Solitary confinement standards. Requires the department of correction to abide by the provisions of the: (1) United Nations Standard Minimum Rules for the Treatment of Prisoners; and (2) United Nations Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment; when placing and holding committed persons in solitary confinement or other forms of prolonged isolation.

Effective: July 1, 2015.

Taylor

January 20, 2015, read first time and referred to Committee on Corrections & Criminal Law.



First Regular Session 119th General Assembly (2015)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

SENATE BILL No. 557

A BILL FOR AN ACT to amend the Indiana Code concerning corrections.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 11-11-6-1 IS AMENDED TO READ AS
- 2 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) The department
- 3 shall adopt policies and procedures for the protection of committed
- 4 persons, including:
- 5 (1) the monitoring of committed persons whose presence in the
- 6 general population of a facility or program constitutes a threat of
- 7 physical danger to other persons;
- 8 (2) reasonable searches of committed persons, facilities and
- 9 premises to reduce the number of weapons and dangerous items;
- 10 (3) adequate staff supervision of committed persons, including
- 11 living quarters;
- 12 (4) maintenance of accurate records regarding incidents of
- 13 violence;
- 14 (5) referral of serious criminal conduct to investigating and
- 15 prosecuting authorities with appropriate information; and
- 16 (6) policies and procedures designed to reduce racial tension.



1 **(b) The department shall abide by the provisions of the:**
2 **(1) United Nations Standard Minimum Rules for the**
3 **Treatment of Prisoners; and**
4 **(2) United Nations Convention against Torture and Other**
5 **Cruel, Inhuman or Degrading Treatment or Punishment;**
6 **when placing and holding committed persons in solitary**
7 **confinement or other forms of prolonged isolation.**
8 ~~(b)~~ **(c)** For purposes of IC 4-22-2, the terms "policies" and
9 "procedures" as used in this section relate solely to internal policies and
10 procedures not having the force of law.

